

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
A Limited Liability Partnership
2 Including Professional Corporations
TRACEY A. KENNEDY, Cal. Bar No. 150782
3 333 South Hope Street, 43rd Floor
Los Angeles, California 90071-1422
4 Telephone: 213.620.1780
Facsimile: 213.620.1398
5 E mail tkennedy@sheppardmullin.com

6 PATRICIA M. JENG, Cal. Bar No. 272262
SUSAN HAINES, Cal. Bar No. 224611
7 Four Embarcadero Center, 17th Floor
San Francisco, California 94111-4109
8 Telephone: 415.434.9100
Facsimile: 415.434.3947
9 E mail pjeng@sheppardmullin.com
shaines@sheppardmullin.com

10 Attorneys for Defendants,
11 TESLA, INC. dba TESLA MOTORS, INC.

12
13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 OWEN DIAZ

17 Plaintiffs,

18 v.

19 TESLA, INC. DBA TESLA MOTORS, INC.,

20 Defendants.

Case No. 3:17-cv-06748-WHO

**DEFENDANT TESLA, INC.'S
OBJECTION TO PROPOSED VERDICT
FORM**

Trial Date: September 24, 2021
Compliant Filed: October 16, 2017

RE PROPOSED VERDICT FORM (DKT. NO. 279):

Defendant, Tesla, Inc. respectfully requests that Question 4 on the Proposed Verdict Form be accompanied by instructions: “*If you answered “No” to questions 3 and 4, skip question 5 and go to question 6.*” If the jury finds that Defendant did not prove all the elements of hostile work environment caused by supervisor, hostile work environment caused by a non-immediate supervisor or co-worker, or liability based on civil rights violation in a contractual relationship, then there can be no failure to prevent harassment claim.

Dated: October 2, 2021

SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

By

/s/ Patricia M. Jeng

TRACEY A. KENNEDY

PATRICIA M. JENG

SUSAN HAINES

Attorneys for Defendant
TESLA, INC. dba TESLA MOTORS, INC.